BARNES SUES T. R. FOR \$50,000 LIBEL

"I'll Make Good," Says Colonel Just Before Papers Are Served.

TRIAL IN ALBANY COUNTY

Plaintiff Wants to Rush Case Before Election-Murphy Is Serene and Smiling.

William Barnes began a \$50,000 libel euit against Theodore Roosevelt yester-He wants damages because of the reference to him in the pro-Hinman, anti-Barnes and anti-Murphy statement put forth by the Colonel on Wednesday night and published vesterday morning. The summons and complaint were served on the Colonel last night by James S. Y. Ivins, son of William M. Ivins, Mr. Barnes's attorney

Mr Roosevelt's only comment wasthis was two hours before the papers Mr. reached him: "Let Mr. Barnes go ahead. I have never said anything yet and could pot make it good. That's all." He will say nothing more until he has consulted counsel.

Albany county, the home of Mr. Barnes, unless the Colonel gets a change of venue. Young Mr. Ivins said last night that Mr cided before the September primaries. "If Mr. Roosevelt wishes to adopt ob structive tactics." he continued, "the trial can of course be delayed for a year and a half or two years. But if he wishes to have the issue settled on its merits he can bring the controversy into court

before October. The Supreme Court of Albany faster than that of New York, but other could be tried before the election in No-Mr. Ivins prepared the summons and complaint yesterday afternoon and Mr. Barnes certified them at the Republican Club at 6 o'clock.

Barnes Has a Little Joke

Chairman Barnes in his conversation with Mr. Ivins laughingly remarked that Port at Albany by Mr. Roosevelt during the seven years he was in the White House. This comment, Mr. Ivins said, was in reference to the sentence in Mr Roosevelt's statement where he said that Barnes and Murphy "held no offices."

'Mr. Barnes remarked to me while he was going over the papers," Mr. Ivins said at Oyster Bay, "that Mr. Roosevelt had done the unusual thing last year by suing a Michigan editor who called him drunkard. He added that he was simply following the precedent then established by the ex-President."

When the newspaper correspondents visited Sagamore Hill before the papers were served the Colonel was seated on the front porch with Archie and Quentin. his two younger sons. His khaki riding suit was soaking wet.

"Hullo," said the Colonel, in welcoming the interviewers. "It's the libel suit, is

statement and did not seem worried. Mr. Ivins reached Sagamore Hill a few minutes after 8 o'clock. Col. Roosevelt left the dinner table and greeted him Mr. Ivins said: "I'm sorry, Colonel, to disturb you

in a matter of this kind." "That's all right," the Colonel assured

Neither of them mentioned Mr. Barnes. The Colonel held out a box of cigars, but the young lawyer said, "No, thanks." Col. Roosevelt held on to the legal papers,

but did not read them while Mr. Ivins
was present or ask any questions.
Mr. Barnes is suing his former friend
the Colonel because of such sentences
picturing the "rottenness" of the State
government as "directly due to domigovernment as "directly due to domi-nance in politics of Mr. Murphy and his sub-bosses "aided and abetted when necessary by Mr. Barnes and the sub-bosses of Mr. Barnes." But in his formal complaint the State chairman lay emphasis on no particular sentence of the attack. The entire Roosevelt statement is embodied in the complaint.

The document also says that the referwere "libellous, false and untrue," were made maliciously and with intent to in-"and for the purpose of defaming fluence and activity of the plaintiff in the performance of his duty of citizen-

cation this morning, and have instructed my counsel, Ivins. Wolff & Hoguet, to bring an action for libel without delay against him. The issue in the primary carvass of the Republican party is in no way related to me, and the issue between

liam M. Ivins said later: "Mr. Barnes's purpose is to give Mr. Roosevelt an opportunity to prove the truth of his allegations if he thinks he can do so." h politicians are normally subject in a sof campaign stress. Or he might mute Walker's sentence.

The State Bank Commissioners, who

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velt has been sued for libel, but not the first time he has figured in such a suit. When he was President he made the Government the plaintiff in Indianapolis News, charging that they had libelied him in saying that he fomented the Panama revolution and that it was financed by William Nelson Cromwell

was dismissed.

Last year the Colonel won a suit against Editor Newett of the Ishpeming with drunkenness. and apologized on the last day of the trial. Col. Roosevelt asked for only nominal damages and the jury awarded

him six cents.

In looking for precedents yesterday young Mr. Ivins found the record of a libel suit brought by Thurlow Weed, Mr. Barnes's grandfather, against Foster & Stimson, publishers of the Day Book. In Albany, in 1851. They had charged the Albany editor and politician with getting \$5,000 in cash for procuring the appointment by Gov. Seward of a certain pork inspector in New York. Barnes, father of the present State chairman and national teeman, appeared as counsel for Thurlow Weed, who won the case.

BROOKLYN MOOSE DIFFER.

Are Openly Opposed to the

among the chieftains of the Progressive party in Brooklyn over the candidacy of ex-Senator Harvey D. Hinman for the Republican nomination for Governor in lawyers doubted yesterday that the case Roosevelt and some of them are openly

opposed to the proposition.

Jesse Fuller, Jr., vice-chairman of the county committee, said: "I would very much like to be informed of Mr. Hinman's

much like to be informed of Mr. Hinman's political philosophy. Just because an enrolled Republican comes out against Mr. Barnes is not a reason why we should support him. I don't think the Progressives will be satisfied with that."

Robert H. Haskell, a leader in the Eighteenth Assembly district, the Bull Moose stronghold in Brooklyn, said that so far as he has been able to ascertain the declaration of Col. Roosevelt for Hinman had made no change in the sentiment of the Progressives, which has been in favor of a straight ticket.

William H. Childs, the county leader, speaking as an individual and not for the rank and file of the organization, said:

rank and file of the organization, said:
"Unless some other way is worked out

speaking as an individual and not for the rank and file of the organization, said "These some other way is worked out which promises a better way in the handling of the affairs of the Nate I shall personally be unqualifiedly in favor of the indorsement of Mr. Himman for dovernor by the Progressives and Republicans are fundamentally divided and that if there is fusion of any sort it is more likely to be the progressives and regulates.

BARNES CALLS A POWWOW.

**WIII Discuss the Himman Prozzie William Prozzie William Discuss the Himman Prozzie William Discuss are to meet Chairman Barness at Sate beadquartices. The so-called "progressive" Republicans and "regulars" who are anxious to meet Chairman Barness at Sate beadquartices. The so-called "progressive" Republicans and "regulars" who are anxious to meet Chairman Barness at Sate beadquartices. The so-called Progressive Republicans and Control of the Progressive Republicans and "regulars" who are anxious to meet Chairman Barness at Sate beadquartices. The so-called Progressive Republicans and the discuss ways of solving the first solving the party colors are delighted over Col. Research by Col. Roosevelt.

At the same place will be held the first meeting of the platform committee, headed by Senator Root, which is to draft the creed of 1914 for adoption by the State convention in Saratoga on August 18.

Indications now are that the State of State and the Col. Roosevelt will be a first of the State of

Ex-Senator Long Files Accusations With Senate and President.

Washington, July 23.—The fight be-tween the so-called independent Demo-erats in New York and the Tammanyites cropped out here to-day when formal charges were made by ex-State Senator Long of Osyter Bay against Henry P. Keith, the newly appointed Collector of Internal Revenue for the Kings county district.

Mr. Long filed his accusations with the Mr. Long filed his accusations with the Senate Finance Committee, before which the nomination is pending. The charges also were put in the hands of Secretary to the President Tumulty, who promised to show them to Mr. Wilson.

The charges involve three checks to the president to The charges involve three checks re

arles F. Murphy, who shared with ceived by Mr. Keith when he was Demo-

against the charges. He said that the fight which he himself had been making against Tammany Hall in the district was the primary cause of the present attempt to prevent his appointment.

AGAINST WALKER'S RELEASE. Connecticut Officials Want Thieving

Cashler to Stay Locked Up.

State prison, where he has served six of his sentence of twenty years, State Attor-ney Hugh M. Alcorn said that he

days, that his charges have uncovered several subsequent cases This is the first time that Col. Roose- say they will fight againt his release.

O. K. OF HINMAN MAY NIX ON WILSON CALL.

Stunned by Col. Roosevelt's Action.

FEAR FUSION ELSEWHERE HESITATE TO RAISE ISSUE

The Democrats Are Chagrined. While the Republicans Are Delighted.

sensions in the third party.

fall and they were of the opinion that apport a simon pure Progressive.

tive Murdock of Kansas, the standpatters tive Murdock of Kansas, the standpatters in the New York organization.

of the third party who are opposed to President Wilson's attitude toward the fusion or affiliation of any sort with Re- New York Democrats puzzles the Tam-None of the Progressives in Washing-

on makes the statement direct that Col. Roosevelt gave assurances that he would not support any Republican candidate There is a marked divergence of views stand or fall with the third party.

Expected Colonel's Candidacy.

They fully expected to see the Colonel announce his candidacy for the Guberna-torial nomination, although they had doubts as to the wisdom of the course. They were totally unprepared for the announcement that the ex-President had indersed Mr. Hinman and that Mr. indorsed Mr. Hinman and that Mr. Roosevelt's indorsement had the support of such leaders as George W. Perkins.
Progressives here are inclined to believe that Mr. Roosevelt's support of Hinman in New York may be followed by his indorsement of Republican candidates elsewhere. While they are not talking for publication at this time they express the fear privately that Col. Roosevelt has embarked on a course that may lead to

under no circumstances would be countenance fusion with Republicans, and there is reason to believe that if invited to New York to make speeches for Mr. Hinman he would decline, even if urged Hinman he would by Col. Roosevelt.

Mr. Murdock has repeatedly said that

FORESEE COLONEL'S RETURN.

Chicago Republican Leaders So Regard Hinman Indorsement.

CHICAGO, July 23. - Col. Roosevelt is "coming back," at least Chicago Republicans think so. John F. Devine, chairman of the Republican county central com-mittee, and Edward J. Brundage, leaders of rival factions in the Republican camp Cook county, were able to agree on

dorsement of Harvey D. Hinman for the Republican nomination for Governor of New York that the Colonel is preparing to return to his old party in the next Presidential campaign.

Charles F. Murphy, who shared with Mr. Barnes the Colone's invective, has no intention of suing. He was so happy yesterday because Mr. Roosevelt had split the Republican and possibly the Progressive party with his nomination of Hindra that he spoke with cheerful affection of "Teddy."

"It's nothing new for Teddy to attack me," rumbled Mr. Murphy at Tammany Hall. "He's done that before, He did it away back when Dix was running for Governor."

Mr. Reith was Secretary of the Treasury because the head of Representative surv McAdoo's choice for the job and was breakfast yesterday morning. As if he had made up his mind some time ago what he should do when assailed again, he sent for William M. Ivins and asked him to begin suit at once. Mr. Barnes then dictard as having been advanced anonybein suit at once. Mr. Barnes then dictard that the matter.

The charges all when he was Democratic State chairman aggregating \$600. It is charged that Mr. Keith got the \$600. It is charged that Mr. Keith got the \$600. It is charged that Mr. Keith got the \$600. It is charged that Mr. Riggerald seemed to believe that an unfavorable impression of New York members had been created at the White House. He indicated that if Mr. Fitzgerald entertained such as belief it offer a strong defence.

Mr. Keith, but it is understood that he will offer a strong defence.

Mr. Keith was Secretary of the Treasure two was in the would easily the transmitted one way of the treasure that the White House, was in Oyster Bay to-day and informed The White House, was in own that he would seek the Republican nomination of this first when Col. Roosevelt, which means that he propably will be promised in the progressive primary. He has been assured, he tight on Regarded as having been advanced anonymously.

The solution of sulfage that Mr. Keith statement of the charges and the wild of the transmitted control of the transmitted con tated this statement for the public:

"I have nothing whatever to say in reply to the Colonel's diatribe except that it lacks dignity, self-restraint and is without foundation. When an issue of this kind is raised by a person of such prominence one has but three courses to submit to the aspersion, to enter into an unseemly personal controversy or to appeal to the courts in order to enable the person who uttered a libel to establish the facts by legal evidence.

"I deny the truthfulness of every statement made by Mr. Roosevelt in his publication this morning, and have instructed."

The President to-day sent in the nominated in the Progressive primary.

If Mr. Cocks has an opponent in the Republican primary it will be his brother, Hull at Niagara Falls and Henry J.

Towner at Avoca.

Hemperead, L. L. July 23.—State Committee man Henry P. Keith denied to-night the charges which have been made against him by ex-State Senator James Lorgo foyster Bay.

Mr. Keith said that he would appear willingly before the Senate committee or in Riverhead next Tuesday, Mr. Cocks said, for a "get together feast." He believes that Republicans and Progressives

lieves that Republicans and Progressives throughout the nation will see the wisdom of joining forces this year to elect a Congress opposed to the Wilson Adminis-Mr. Cocks, who for years has been one

of the Colonel's most intimate friends, is a frequent visitor to Sagamore Hill and he is believed to reflect the Colonel's views when he advocates a working agreement between the two parties. Robert Tariau, 17 years old, of 15 amilton place. Manhattan, came to Harfford, Connecticut attors if he thinks he can do so."
The courses are open to Mr. RooseHe can deny that he caused the cation of the statement, which was lead out in typewriting at Oyster Bay maneuvre frequently effective in cases. He might in a demurrer secure his release from the Wethersfield sought out the newspaper correspondents.

Harfford, Connecticut and the officials of the New Britain cashler, were planning to the Colonel. After visiting Sagamore the New Britain cashler, were planning to secure his release from the Wethersfield sought out the newspaper correspondents.

ents.
"I am an intimate friend of the Colonel," said Tarlau. "I came here with a message from Mr. Sulzer. He believes the Colonel has made a mistake in indorsing Mr. Himman for Governor. I did not see the Colonel, but Mrs. Roosevelt talked with me and she said she would deliver my message."

SPLIT BULL MOOSE SAYS TAMMANY MAN

Progressive Leaders in Congress Some New York Congressmen Fear President May Turn On Them.

White House, However, Regrets That Fitzgerald Expects Antagonism.

Roosevelt's indorsement of Harvey D. Democrats who have been invited by Hinman, Republican candidate for the Representative Fitzgerald of Brooklyn to nomination for Governor in New York, beard President Wilson at the White House. has stunned Progressive leaders in Wash- to learn at first hand just how the New ington and may result in serious dis- York organization stands in his estimation, had a sober second thought to-day It may be said on authority that a and were wondering if they might not majority of the Progressive leaders ex- get the worst of it. They fear that pected Mr. Roosevelt to be the party's a formal call on the President on such a candidate for Governor in New York this mission may provoke an attack on Tambadly damaged condition of the organ-ization.

They have been advised that William

His letter indorsing Mr. Hinman, who supported Taft in 1912, was a jolt to such Progressive leaders as Representaa cleancut issue against boss domination

many men. Mr. Fitzgerald believes the President's mind has been poisoned against Mr. Fitzgerald believes the in New York this fall, but all of them gained the impression that he would stand or fall with the third party.

Expected Colonel's Candidacy.

The conference to be held in Representa be a pink tea. In the first place a number of the city Democrats have come to the conclusion that they resent Mr. Fitzgerald's action in calling the meeting without full and free conference with others in the delegation.

They are bitter in their criticisms of Mr. Fitzgerald's

organization Democrats have been represented as "buccaneers" and "crooks," and insist that the Brooklyn Congressman was unfortunate in his choice of terms. All seem agreed that it will be a good thing for the members to get together and canvass the situation, but differences exist as to the wisdom of making a formal call at the White House to find out "who's who" in New York politics.

"We'd be in a fine fix," said one of the "We'd be in a fine fix," said one of the New York members to-day, "if Mr. Wilson should take it into his head to assail Tammany in that smooth way of his as

sued by Mr. Fitzgerald last special reference was made to the pro-nouncement that he and some of his colleagues had been pictured by persons close to the Administration as "buc-caneers."

Can't Be Misled.

The President said he was fairly well informed on personalities in New York and that no one could mislead him by and that no one could mislead him by applying hard terms to Mr. Fitzgerald and others. The President said further that the New York members should not gain the impression that he takes everything he hears at face value.

The President did not recall that any one had tried to put Mr. Fitzgerald and

other New York members in an unfavorable light. Mr. Wilson expressed regret that Mr. Fitzgerald seemed to believe

inspired at the White House, but that it was merely an expression of Mr. Bryan's individual feelings in the matter.

POLICEMAN REFUSES BRIBE.

Arrests Saloon Man Who Sold Liquo to Minor and Offered \$5. Morris Hofferman, a satoon keepe

274 Court street, was held in \$500 ball restricted for examination in the Butler street court, Brooklyn, on a charge of selling liquor to a minor and of at-empting to bribe Policeman Nugent of he Butler street station. Nugent saw the boy coming from the with a bottle of whiskey.

him back to the saloon. Nugent alleges that Hofferman attempted to hand him a \$5 bill and asked him to forget the matter of the sale of the whiskey.

SENATE REALLY SPEEDS UP. Machinery Oiled for Quicker Action on Trust Legislation.

Washington, July 23.—The wheels of the legislative machinery were oiled to-day and preparations were made for a day and preparations were made for a little speeding. Optimism as to an early adjournment took possession of the lead

ers.

It was conceded that with seven hours a day given to discussion of the trust legislation the number of days necessary for its disposal will be shortened. Re-publicans apparently shared with Democrats the desire for hastening the ad-

Senator Cummins, who has a race ahead in Iowa for the Senate, showed desire to get away when he came for-ward with a resolution to-day that all committees of the Senate with two exceptions be excused from sitting during ses-sions and that the "morning business," the daily routine of bills, resolutions and

reports, be dispensed with until after the trust legislation is disposed of. This resolution, advocated by the leaders, came near passing. In fact it was reported passed, but Senator William Alden Smith invoked a rule against it and it was left over for a day. It is believed that the Cummins resolution will be educated that the Cummins resolution will be adopted to-morrow.

SPEECH IN THE HOUSE Bryan Threatens to "Curve the Form" of Moore, Who

Used Word "Liar."

HEAT EXPLODES CANNED

Washington, July 25.—There was another near fight in the House to-day. The word "liar" was used once, a gentleman threatened to "curve the form" the city organization by the "upstarts" of his antagonist over a bench, and most that have recently come to the fore. On the other hand, members of the city delegation contend that it remains to be Only one feature was missing. No one was invited to "come outside." The "never, never land" of Congress was not referred to even remotely.

To-day's near fight.

To-day's near fight was a triangular affair. It started over a speech inserted in the record by Representative Bryan of Washington, a Bull Moose. In this printed or "canned" speech Mr. Bryan accused Representative Moore of Pennsylvania of mocking the Lews. He Pennsylvania of mocking the Jews. He also took occasion to observe that Rep-resentative Madden of Illinois owns a 1,300 acre farm in that State and there was an intimation that Mr. Madden had ot come by the property honestly.

Mr. Moore started things. He "skinned"

the member from Washington for fifteen minutes and employed the word "liar" in his remarks. He took his seat amid applause.

Mr. Madden then leaped to his feet. Illinois and he said he paid for it in cash "I resent the imputation. If my min-was as putrid as that of the gentleman from Washington I would have it disin

fected!" shouted Mr. Madden.
The Bull Moose leaped from his haunches with a cry of rage. "The gentleman's mind is putrid!" shouted Mr. Bryan. "It ought to be disinfected. I would also suggest the use of fertilizer! Some strangers in the gallery though

rough and tumble was certain.

Mr. Bryan was then a rough and tumble was certain.

Mr. Bryan was then recognized and concluded the performance by declaring that he had no thought of reflecting on the integrity of either Mr. Madden or Mr. Moore. Then Mr. Bryan announced that when Mr. Moore in the discussion had used the word "liar," he (Bryan) had used the word had taken a seat walked over and had taken a seat front of him, determined that if epithet was applied personally he full intended to "curve the form of the gen

lared Speaker Clark, as he mopped his brow with a red bandanna, and he mut-tered: "I don't know what's the mat-ter with them unless it's the heat."

B. Amthony's Gown. The prize for the best suffrage selfdenial plan has been decided upon. It is to be a needlebook made of red velvet from the train of the dress Susan B. Anthony

wore when she was presented to Queen

RED NEEDLE BOOK IS PRIZE.

In 1894, when she was presented to the Empress of Germany, she had the train cut off. The Empress insisted that she sit down while she was talking to her and Miss Anthony wrote home the Emwas more than an Empress-she

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